

Title 14. Natural Resources
Division 7. California Integrated Waste Management Board
Chapter 3.0. Minimum Standards for Solid Waste Handling and Disposal

Article 6.0. ~~Transfer Operations Regulatory Requirements.~~
Transfer/Processing Operations and Facilities
Regulatory Requirements.

Section 17400. Authority and Scope.

(a) Articles 6.0, 6.1, 6.2, ~~and 6.3,~~ and 6.35 set forth permitting requirements and minimum operating standards for operations and facilities that receive, store, handle, recover, transfer, or process solid waste and materials which are subject to the requirements of these Articles. ~~These Articles are not applicable to Transfer/Processing Stations regulated by Article 6.4. These Articles regulatory tier requirements of sections 17403 through 17403.98 are not applicable to operations and facilities that receive, store, handle, recover, transfer, or process only one type of solid waste such as, but not limited to, operations and facilities that, only accept organics, such as compost and green material, or inert wastes. The regulatory tier requirements of sections 17403 through 17403.98 are not applicable to operations and facilities that are, if such an activity is expressly subject to addressed in regulations elsewhere in this Chapter, including but not limited to, Article 5.6 (commencing at section 17360); and in Chapter 3.1 (commencing with section 17850).~~

(b) These Articles are adopted pursuant to and for the purpose of implementing the California Integrated Waste Management Act of 1989 (Act) commencing with section 40000 of the Public Resources Code, as amended. These regulations should be read together with the Act.

(c) These Articles implement those provisions of the Act relating to the receipt, storage, handling, recovery, transfer, or processing of solid waste. Nothing in these Articles ~~is intended to limits or restricts~~ the power of any federal, state, or local agency to enforce any provision of law that it is authorized or required to enforce or administer, nor to limit or restrict cities and counties from promulgating laws which are as strict or stricter than the regulations contained in these Articles. However, no city or county may promulgate laws which are inconsistent with the provisions of these Articles.

(d) ~~Nothing~~ provision in these Articles shall be construed as relieving any owner, operator, or designee from ~~the obligation of~~ obtaining all required permits,

licenses, or other clearances and complying with all orders, laws, regulations, or reports, or other requirements of other regulatory or enforcement agencies, including but not limited to, local health agencies, regional water quality control boards, Department of Toxic Substances Control, California Department of Industrial Relations, Division of Occupational Safety and Health, air quality management districts or air pollution control districts, local land use authorities, and fire authorities.

(e) ~~Nothing~~ provision in these Articles is intended to require the owner or operator of an ~~transfer~~ operation to comply with the Enforcement Agency Notification requirements, or the owner or operator of a facility to obtain a tiered permit in accordance with pursuant to these Articles if that owner or operator already has a valid full solid waste facility permit Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2.0 and 3.1 of the California Code of Regulations (commencing with section 21570) et seq; if that owner or operator already has a valid full solid waste facility permit and, that permit authorizes the transfer/processing operation or facility. pursuant to section 44001 of the Public Resources Code.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17402. Definitions.

~~(a)~~ (a) For the purposes of these Articles:

(1) "Auto Dismantler" means a person or business entity engaged in the business of buying, selling, or dealing in vehicles including nonrepairable vehicles, for the purpose of dismantling the vehicles, buying or selling the integral parts and component materials thereof, in whole or in part, or dealing in used motor vehicle parts pursuant to California Vehicle Code, section 220. This activity does not constitute a transfer/processing operation or facility.

(2) "Auto Shredder" or "Metal Shredder" means a business that accepts scrap metal, typically automobiles and white goods, and mechanically rends that scrap metal into fist sized bits and pieces and separates the ferrous metals, nonferrous metals and other materials for the purpose of recycling. This activity does not constitute a transfer/processing operation or facility.

(13) "Contact Water" means water that has come in contact with waste and may include leachate.

(24) "Covered Container" means a container that is covered to prevent the migration of litter from the container, excessive infiltration of precipitation, odor and leachate production, and to prevent access by animals and people; thereby

controlling litter, scavenging, and illegal dumping of prohibited wastes. Covers may include, but are not limited to, tarpaulins or similar materials.

(3) "Direct Transfer Facility" means a transfer facility that receives equal to or more than 60 cubic yards or 15 tons (whichever is greater) of solid waste per operating day but less than 150 tons of solid waste and meets all of the following requirements:

(A) is located on the premises of a duly licensed solid waste hauling operator;

(B) only handles solid waste that has been placed within covered containers or vehicles prior to entering the facility and that is transported in vehicles owned or leased by that same operator;

(C) the facility does not handle, separate, or otherwise process the solid waste;

(D) no waste is stored at the facility for more than any 8-hour period;

(E) solid waste is transferred only once and directly from one covered container or vehicle to another covered container or vehicle so that the waste is never put on the ground or outside the confines of a container or vehicle, before, during, or after transfer. Examples of this transfer would be Direct transfer would not include top loading trailers where the solid waste actually leaves the confines of the collection vehicle and is suspended in air before falling into a transfer vehicle but not be limited to, transferring the contents of a 3 yard bin into a 40 yard bin or transfer vehicle, or transferring waste from a collection vehicle directly to a transfer trailer;

(F) all of the contents of the original transferring container or vehicle must be emptied during a single transfer; and

(G) any waste that may unintentionally fall outside of the containers or vehicles, is promptly cleaned up and replaced within the container or vehicle to which it was being transferred.

(45) "DTSC" means Department of Toxic Substances Control.

(56) "EA" means enforcement agency as defined in PRC section 40130.

(67) "Emergency Transfer/Processing Operation" means an operation that is established because there has been a proclamation of a state of emergency or local emergency, as provided in Title 14, Division 7, Chapter 3, Article 3, sections 17210.1 (j) and (k) and which meets all of the following requirements:

(AaA) the operation handles only disaster debris and other wastes, in accordance with section 17210.1(d), during the disaster debris recovery phase; and

(BbB) the location does not currently have a solid waste facility permit;

~~(C)(C)~~ if the operation accepts, processes, or stores hazardous or household hazardous waste, then these activities must be in compliance with approved in writing by DTSC or other appropriate authorities or agencies.

~~(78)~~ "Hazardous Wastes" means any waste which meets the definitions set forth in Title 22, section 66261.3, et seq. and is required to be managed.

~~(9)~~ "High Noise Area" means an area within an operation or facility where noise levels are high enough to cause hearing loss to personnel or the public, as defined in Title 8, Group 15, Article 105, section 5096.

~~(810)~~ "Large Volume Transfer/Processing Facility" means a facility that receives 100 tons or more of solid waste and material per operating day for the purpose of storing, handling or processing the waste prior to transferring the waste to another solid waste operation or facility.

~~(AaA)~~ In determining the tonnage of solid waste and material received by the facility, the following materials shall not be included: materials received by a recycling center located within the facility, and by beverage container recycling programs in accordance with Public Resources Code sections 14511.7, 14518, or 14520, if the recycling activities are separated from the solid waste handling activities by a defined physical barrier or where the activities are otherwise separated in a manner approved by the EA.

~~(BbB)~~ If the facility does not weigh the solid waste and material received, then the tonnage shall be determined by using a volumetric conversion factor where one cubic yard is equal to 500 pounds. An alternate conversion factor may be used if approved by the EA. The EA shall approve an alternate conversion factor if the operator demonstrates that it is more accurate than the required conversion factor.

~~(911a)~~ "Limited Volume Transfer Operation" means an transfer operation that receives less than 60 cubic yards or less, or 15 tons of solid waste and material on any per operating day for the purpose of storing the waste prior to transferring the waste to another solid waste operation or facility and which does not conduct processing activities, but may conduct limited salvaging activities and volume reduction by the operator.

~~(AaA)~~ In determining the tonnage of solid waste and material received by the operation facility, the following materials shall not be included: materials received by a recycling center located within the operation facility, and by beverage container recycling programs in accordance with Public Resources Code sections 14511.7, 14518, or 14520, if the recycling activities are separated from the solid waste handling activities by a defined physical barrier or where the activities are otherwise separated in a manner approved by the EA.

~~(BbB)~~ If the operation facility does not weigh the solid waste and material received, then the tonnage shall be determined by using a volumetric conversion

factor where one cubic yard is equal to 500 pounds. ~~An alternate conversion factor may be used if approved by the EA.~~ The EA shall approve an alternate conversion factor if the operator demonstrates that it is more accurate than the required conversion factor.

(1012) "Litter" means all solid waste which has been improperly discarded or which has migrated by wind or equipment away from the operations area. Litter includes, but is not limited to, convenience food, beverage, and other product packages or containers constructed of steel, aluminum, glass, paper, plastic, and other natural and synthetic materials, thrown or deposited on the lands and waters of the state.

~~(13) "Manufacturer" means an entity that uses new or separated for reuse materials as a raw material in making a finished product that is distinct from those raw materials. This activity does not constitute a transfer/processing operation or facility.~~

(1144) "Medium Volume Transfer/Processing Facility" means a facility that receives equal to or more than 60 cubic yards or 15 tons (whichever is greater) of solid waste and material per operating day but less than 100 tons of solid waste and material, for the purpose of storing or handling the waste prior to transferring the waste to another solid waste operation or facility; or a facility that receives any amount of solid waste and material, up to 100 tons per operating day, for the purpose of processing solid waste prior to transferring the waste to another solid waste operation or facility.

~~(AaA)~~ In determining the tonnage of solid waste received by the facility, the following materials shall not be included: materials received by a recycling center located within the facility, and by beverage container recycling programs in accordance with Public Resources Code sections 14511.7, 14518, or 14520, if the recycling activities are separated from the solid waste handling activities by a defined physical barrier or where the activities are otherwise separated in a manner approved by the EA.

~~(BbB)~~ If the facility does not weigh the solid waste and material received, then the tonnage shall be determined by using a volumetric conversion factor where one cubic yard is equal to 500 pounds. ~~An alternate conversion factor may be used if approved by the EA.~~ The EA shall approve an alternate conversion factor if the operator demonstrates that it is more accurate than the required conversion factor.

(1215) "Nuisance" includes anything which:

~~(AaA)~~ is injurious to human health or is indecent or offensive to the senses and interferes with the comfortable enjoyment of life or property, and

~~(BbB)~~ affects at the same time an entire community, neighborhood, household or any considerable number of persons. The extent of annoyance or damage inflicted upon an individual may be unequal.

~~(1317)~~ "On-site" means located within the boundary of the operation or facility.

~~(1416)~~ "Open burning" means the combustion of solid waste without:

~~(AaA)~~ control of combustion air to maintain adequate temperature for efficient combustion.

~~(BbB)~~ containment of the combustion reaction in an enclosed device to provide sufficient residence time and mixing for complete combustion, and

~~(CcC)~~ control of the emission of the combustion products.

~~(e15619)~~ "Operating day" means the hours of operation day as set forth in the application, Enforcement Agency Notification and/or permit but not to exceeding 24 hours.

~~(166)~~ "Operating Record" means an easily accessible collection of records description of an operation's or facility's activities and compliance with required state minimum standards under Title 14. The Record should include the Operation Plan or Transfer/Processing Report for facilities, and contains but is not limited to containing: agency approvals, tonnage and loadchecking records, facility contacts and training history. The record may be reviewed by state and local authorities and shall be available during normal business hours. If loadchecking records are too voluminous to place in the main operating record or if the integrity of the records could be compromised by on-site storage, such as exposure to weather, they may be maintained at an alternative site, as long as that site is easily accessible to the EA.

~~(b17618)~~ "Operationsg Area" means:

~~(AaA)~~ the following areas within the boundary of an operation or facility as described in the permit application or Enforcement Agency Notification: transfer operation which are regulated by the Board, the boundary may or may not be the same as the property boundary:

~~(i1)~~ equipment management area, including cleaning, maintenance, and storage areas; and

~~(ii2)~~ material and/or solid waste management area, including unloading, handling, transfer, processing, and storage areas; and, .

~~(3)~~ transfer areas.

~~(BbB)~~ the boundary of the operations area is the same as the permitted boundary but may or may not be the same as the property boundary.

~~(d18720)~~ "Operator" means the owner, or other person who through a lease, franchise agreement or other arrangement with the owner, that is listed in

the permit application or Enforcement Agency Notification, is legally responsible for all of the following:

- ~~(1AaA)~~ complying with regulatory requirements set forth in these Articles;
- ~~(2BbB)~~ complying with all applicable federal, state and local requirements;
- ~~(3CcC)~~ the design, construction, and physical operation of the operations area;

~~(DdD)~~ controlling the activities at an operation or facility as listed on the permit application or Enforcement Agency Notification.

~~(e19821)~~ "Owner" means the person or persons who own, in whole or in part, an transfer operation or facility, and/or the land on which it is located.

~~(201922)~~ "Processing" means the controlled separation, recovery, volume reduction, or conversion, or recycling of solid waste including, but not limited to, organized, manual, automated, or mechanical sorting, the use of vehicles for spreading of waste for the purpose of recovery, and/or includes the use of conveyor belts, sorting lines or volume reduction equipment. Recycling Center is more specifically defined in section 17402.5 (d) of this Article.

~~(21023)~~ "Putrescible Wastes" include wastes that are capable of being decomposed by micro-organisms with sufficient rapidity as to cause nuisances because of odors, vectors, gases or other offensive conditions, and include materials such as, but not limited to food wastes, offal and dead animals.

~~(24)~~ "Recycling Center" means:

~~(A)~~ an activity that meets the following requirements:

~~(i)~~ it only receives material that has been separated for reuse prior to receipt;

and

~~(ii)~~ the residual amount of this material that is sent to a solid waste operation or facility after it has been handled by the center is less than 10% of the amount of material received by weight, as calculated on a monthly basis based on the number of operating days; and the calculation shall not include tonnage numbers or residue from materials received in accordance with Public Resources Code Sections 14511.7, 14518, or 14520; and

~~(iii)~~ the only separation occurring at the center is the sorting of materials that have been separated for reuse prior to receipt; and

~~(iv)~~ the operator may include an adjustment in the calculation to include the weight of water in the residual, provided that such an adjustment is also made, if necessary, in the weight of materials received for processing only when the use of water is essential to the sorting or processing of the material.

~~(B)~~ a "recycling center" is not a transfer/processing operation or facility;

~~(C)~~ if the EA has information that solid waste is being received or that the residual is more than 10% total per month, the burden of proof shall be on the owner or operator to demonstrate that solid waste is not being received or that the

residual is less than 10%;

(D) the following waste material types may be subject to regulation by the CIWMB according to section 17402(a)(39) of this Article or other provisions of this Division and shall not be considered "separated for reuse" or "source separated" materials as described in this Article:

(i) cannery waste;

(ii) construction and demolition materials;

(iii) contaminated soil;

(iv) grease trap pumpings;

(v) nonhazardous asbestos;

(vi) nonhazardous ash;

(vii) organic materials;

(viii) sewage sludge;

(ix) tires;

(E) operations that have indicated that they are reeving centers which do not meet the 10% residual percentage in subdivision (A)(ii) of this definition within one year of the effective date of these regulations, shall be deemed to be transfer/processing operations or facilities, as defined in either subsection (a) (10), (a)(11), or (a) (12) of this section;

(F) reeving center operators may voluntarily report their residual percentage to EAs and the CIWMB using form CIWMB 607.

(22)(25) "Regulated Hazardous Waste" means a hazardous waste, as defined in section 66260.10 of Division 4.5 of Title 22.

(26) "Rendering Plant" means any place of business or location where dead animals or any part or portion thereof, vegetable oils, or packing house refuse, are processed for the purpose of obtaining the hide, skin, grease residue, or any other byproduct whatsoever.

(27) "Residual" means the solid waste destined for disposal, further transfer/processing as defined in section 17402(39) of this Article, or transformation which remains after processing has taken place and is calculated in percent as the weight of residual divided by the total incoming weight of materials.

(28) "Reuse Salvage Operation" means an operation which sterilizes, dismantles, rebuilds, or renovates discarded, nonputrescible separated for reuse materials, and that recovers for reeving or reuse distinct material types that have not been commingled with other materials (e.g. demanufacturers, wire choppers, and dismantlers of: furniture and mattresses, "brown goods", computer equipment, VCRs, and televisions) before it enters the waste stream. These activities do not constitute a transfer/processing operation or facility.

(23)(29) "RWQCB" means the Regional Water Quality Control Board.

1 ~~(24330)~~ "Salvaging" means the controlled separation ~~removal~~ of solid waste
2 ~~material for utilization which do not require further processing, for reuse or~~
3 ~~recycling prior to transfer activities.~~

4 ~~(25434)~~ "Scavenging" means the uncontrolled and/or unauthorized removal
5 of solid waste materials ~~or recyclable materials.~~

6 ~~(32)~~ "Scrap Metal Recyclers and Dealers" means a person or business entity
7 ~~including all employees of the person or business entity, (except automotive~~
8 ~~recyclers and auto shredders as defined in section 17402 of this Article), whose~~
9 ~~primary business is the purchasing, processing by shredding, sheering, bailing, and~~
10 ~~torching, trading, bartering or otherwise receiving secondhand or castoff metal~~
11 ~~material which includes ferrous metals, nonferrous metals, aluminum scrap, auto~~
12 ~~bodies, major appliances and other metals, including containers that are regulated~~
13 ~~pursuant to Public Resources Code Sections 14511.7, 14518 or 14520. These~~
14 ~~activities do not constitute a transfer/processing operation or facility.~~

15 ~~(#26533)~~ "Sealed Container Transfer Operation" means a transfer operation
16 that meets the following requirements:

17 ~~(1AaA)~~ handles only handles solid waste that has previously been placed
18 within containers that have either a latched, hard top or other impermeable cover
which is closed tightly enough to:

19 (A1) prevent liquid from infiltrating into or leaking out of the container; and

21 (B2) prevent the propagation and migration of vectors; and,

22 (2i) the solid waste remains within these unopened containers at all times
23 while on-site ~~at all times~~; and,

24 (3ii) these containers are not stored on-site for more than 96 hours.

25 Sealed container transfer operations do not include operations excluded by Public
26 Resources Code section 40200(b)(3).

27 ~~(34)~~ "Separated for Reuse" means materials, including commingled
28 recyclables, that have been separated or kept separate from the solid waste stream
29 for the purpose of recycling or reuse, and includes materials that have been
30 "source separated".

31 ~~(35)~~ "Source Separated" means materials, including commingled
32 recyclables, that have been separated or kept separate from the solid waste
33 stream, at the point of generation, for the purpose of recycling or reuse.

34 ~~(27636)~~ "Special Waste" includes but is not limited to:

35 ~~(AaA)~~ waste requiring special collection, treatment, handling, storage, or
36 transfer techniques as defined in Title 22, section 66260.10.

37 ~~(BbB)~~ waste tires and appliances requiring CFC removal.

38 ~~(28737)~~ "Spotter" means an employee who conducts activities that include,
39 but are not limited to, traffic control, hazardous waste recognition and removal for

proper handling, storage and transport or disposal, and protection of the public from health and/or safety hazards.

(29838) "Store" means to stockpile or accumulate for later use.

~~(g) "Transfer Operations" means operations that receive solid wastes, or temporarily store for purpose of transferring from one container to another, or to transfer the solid waste directly from a smaller to larger container or vehicle for transport. "Transfer operations" or "operations" refer to those activities governed by the EA Notification tier requirements.~~

(302939) "Transfer/Processing" or "Operation" and "Transfer/Processing Facility" or "Facility" includes:

(A) operations and facilities that:

(i) receive, handle, separate, convert or otherwise process materials in solid waste; and/or

(ii) transfer solid waste directly from one container to another or from one vehicle to another for transport; and/or

(iii) store solid waste;

(B) "Transfer/Processing Operation" or "Operation" refers to those activities governed by the EA Notification tier requirements;

(C) "Transfer/Processing Facility" or "Facility" refers to those activities governed by the Registration tier or Full Solid Waste Facility Permit requirements;

(D) "Transfer/Processing Operations" and "Transfer/Processing Facilities" do not include: activities specifically defined in section 17402.5(c) of this Article, and operations and facilities that are expressly addressed in regulations in Chapter 3.1 (commencing with section 17850).

(i) operations pursuant to Public Resources Code, Division 12.1, Chapter 2, sections 14511.7, 14518, or 14520;

(ii) Auto Dismantlers;

(iii) Auto Shredders;

(iv) Manufacturers;

(v) Recycling Centers;

(vi) Rendering Plants;

(vii) Reuse Salvage Operations;

(viii) Scrap Metal Recyclers and Dealers;

(ix) Wire Chopper, and/or

(x) Wood, Paper or Wood Product Manufacturer; and/or

(E) the receipt of separated for reuse material pursuant to Public Resources Code, Division 12.1, Chapter 2, sections 14511.7, 14518, or 14520, located within a solid waste operation or facility does not constitute solid waste handling, or processing, if there is a defined physical barrier to separate recycling activities defined in Public Resources Code, Division 12.1, Chapter 2, sections

14511.7, 14518, or 14520, from the solid waste activities, or where the recycling and solid waste activities are considered by the EA as separate operations.

~~(3.10)~~ "Volume Reduction" means techniques such as: compaction, shredding, and baling.

~~(3.140)~~ "Waste Hauling Yard" is an operation that meets the following requirements:

~~(AaA)~~ is located on the premises of a duly licensed solid waste hauling operator, who receives, stores, or transfers waste as an activity incidental to the conduct of a refuse collection and disposal business, and;

~~(BbB)~~ handles only solid waste that has been placed within a covered container before the container arrives at the waste hauling yard, and;

~~(CcC)~~ no more than 90 cubic yards of waste is stored on-site in covered containers at any time, and;

~~(DdD)~~ the solid waste remains within the original covered containers while on-site at any times, and;

~~(EeE)~~ the covered containers are not stored on-site for more than any 72 hour period;

~~(FfF)~~ if the EA has information that the operation does not meet these requirements, the burden of proof shall be on the owner or operator to demonstrate that the requirements are being met.

~~(41) "Wire Chopper" means any person or business entity which uses source separated metal components or wire for the purpose of recycling or reuse. These activities do not constitute a transfer/processing operation or facility.~~

~~(42) "Wood, Paper or Wood Product Manufacturer" means any business entity that uses separated for reuse paper or woody materials in order to produce a finished product able to be used as is, or to manufacture another product such as, boxes or boards, without further processing. This activity does not constitute a transfer/processing operation or facility.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021 of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17402.5 Definitions and Related Provisions Regarding Activities That Are Not Subject to the Transfer/Processing Regulatory Requirements.

(a) This section sets forth definitions and related provisions regarding activities that are not subject to the requirements of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter.

(1) Activities that are not in compliance with the applicable definitions and related provisions of this section shall be subject to the requirements of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter.

(2) The definitions and related provisions of this section are for use only to determine the applicability of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter.

(b) The following general definitions may apply to one or more of the activities that are more specifically defined in subdivisions (c) and (d) of this section.

~~(14)~~ "Residual" means the solid waste destined for disposal, further transfer/processing as defined in section 17402(3029) of this Article, or transformation which remains after processing has taken place and is calculated in percent as the weight of residual divided by the total incoming weight of materials.

~~(23)~~ "Reuse" means the use, in the same, or similar, form as it was produced, of a material which might otherwise be discarded.

~~(34)~~ "Separated for Reuse" means materials, including commingled recyclables, that have been separated or kept separate from the solid waste stream for the purpose of additional sorting or processing those materials for recycling or reuse in order to return them to the economic mainstream in the form of raw material for new, reused, or reconstituted products which meet the quality standards necessary to be used in the marketplace, and includes materials that have been "source separated".

~~(42)~~ "Source Separated" means materials, including commingled recyclables, that have been separated or kept separate from the solid waste stream, at the point of generation, for the purpose of additional sorting or processing those materials for recycling or reuse in order to return them to the economic mainstream in the form of raw material for new, reused, or reconstituted products which meet the quality standards necessary to be used in the marketplace.

(c) Activities included in one of the following definitions are not subject to the requirements of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter, provided that these activities do not include the acceptance of solid waste which has not been separated for reuse. If an activity defined in this section is accepting solid waste which has not been separated for reuse, it must meet the requirements of subdivision (d) of this section or else it shall be subject to the requirements of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter.

(1) "Auto Dismantler" means a person or business entity engaged in the business of buying, selling, or dealing in vehicles including nonrepairable vehicles, for the purpose of dismantling the vehicles, buying or selling the integral parts and component materials thereof, in whole or in part, or dealing in used motor vehicle parts pursuant to California Vehicle Code, section 220.

1 (2) "Auto Shredder" or "Metal Shredder" means a person or business entity
2 that accepts scrap metal, typically automobiles and white goods, and mechanically
3 rends that scrap metal into fist sized bits and pieces and separates the ferrous
4 metals, nonferrous metals and other materials for the purpose of recycling.

5 (3) "Buy Back Center" means a person or business entity engaging in those
6 activities defined in Public Resources Code Sections 14518, or 14520.

7 (4) "Drop-off Center" means a person or business entity engaging in those
8 activities defined in Public Resources Code Section 14511.7.

9 (5) "Manufacturer" means an person or business entity that uses new or
10 separated for reuse materials as a raw material in making a finished product that is
11 distinct from those raw materials.

12 (6) "Rendering Plant" means a person or business entity where dead animals
13 or any part or portion thereof, vegetable oils, or packing house refuse, are
14 processed for the purpose of obtaining the hide, skin, grease residue, or any other
15 byproduct whatsoever.

16 (7) "Reuse Salvage Operation" means a person or business entity which
17 sterilizes, dismantles, rebuilds, or renovates, nonputrescible separated-for-reuse
18 materials, and that recovers for recycling or reuse distinct material types that have
19 not been commingled with other materials before they enters the waste stream.
20 Examples of this activity include, but are not limited to, wire choppers, and
21 dismantlers of furniture and mattresses, and "brown goods" such as computer
22 equipment, VCRs, and televisions.

23 (8) "Scrap Metal Recyclers and Dealers" means a person or business entity
24 including all employees of the person or business entity, (except automotive
25 recyclers and auto shredders as defined in this section), whose primary business is
26 the purchasing; processing by shredding, shearing, baling, and torching; trading,
27 bartering or otherwise receiving secondhand or castoff metal material which
28 includes ferrous metals, nonferrous metals, aluminum scrap, auto bodies, major
29 appliances and other metals, including containers that are regulated pursuant to
30 Public Resources Code Sections 14511.7, 14518 or 14520.

31 (9) "Wire Chopper" means any person or business entity which uses source
32 separated metal components or wire for the purpose of recycling or reuse.

33 (10) "Wood, Paper or Wood Product Manufacturer" means any person or
34 business entity that uses separated for reuse paper or woody materials in order to
35 produce a finished product able to be used as is, or to manufacture another
36 product such as, boxes or boards, without further processing.

37 (d) A "Recycling Center" means a person or business entity that meets the
38 requirements of this subdivision. A recycling center shall not be subject to the
39 requirements of Articles 6.0, 6.1, 6.2, 6.3 and 6.35 of this Chapter.

1 (1) A recycling center shall only receive material that has been separated for
2 reuse prior to receipt.

3 (2) The residual amount of solid waste in this material shall be less than
4 10% of the amount of separated for reuse material received by weight.

5 (A) The residual amount is calculated by measuring the outgoing tonnage
6 after separated for reuse materials have been removed.

7 (B) The residual amount is calculated on a monthly basis based on the
8 number of operating days.

9 (3) The only separation that may occur at the recycling center is the sorting
10 of materials that have been separated for reuse prior to receipt.

11 (4) The recycling center may include an adjustment in the calculation to
12 include the weight of water in the residual, when the use of water is essential to
13 the sorting or processing of the material, provided that such an adjustment is also
14 made in the weight of materials received for processing.

15 (5) The following materials shall not be included in calculating residual as set
16 forth in subdivision (d)(2) of this section, if the recycling activities are separated
17 from the material handling activities noted below by a defined physical barrier or
18 where the activities are otherwise separated in a manner approved by the EA:

19 (A) materials received at an on-site Buy Back Center;

20 (B) materials received at an on-site Drop-off Center;

21 (C) cannery waste;

22 (D) construction and demolition materials;

23 (E) nonhazardous contaminated soil;

24 (F) grease-trap pumpings;

25 (G) nonhazardous asbestos;

26 (H) nonhazardous ash;

27 (I) compost and compost feedstock;

28 (J) sewage sludge;

29 (K) tires.

30 (6) If the EA has information that material that is being received is not
31 separated for reuse or source separated, or that the residual is 10% or more of the
32 total per month, the burden of proof shall be on the owner or operator to
33 demonstrate otherwise.

34 (A) A business that accepts loads of material that are not separated for reuse
35 or source separated does not qualify as a recycling center.

36 (B) If the EA has reason to believe that a business is concealing the
37 acceptance of material that is not separated for reuse or source separated by
38 averaging or combining those loads with other loads of separated for reuse
39 material, the burden of proof will be on the business to demonstrate that it is not
40 accepting loads of mixed solid waste.

(C) If the EA determines that a business has exhibited a pattern and practice of failing to comply with the provisions of this subsection, the EA may issue a Notice and Order requiring the business to obtain a Registration or Full Permit or comply with the Enforcement Agency Notification requirements as made applicable in sections 17403 through 17403.7 of this Article.

(D) At the time that the EA requires a recycling center to provide evidence that it is in compliance with this subdivision, the EA shall provide the recycling center with a written description of the information that has caused the EA to believe that the recycling center is not in compliance. Nothing in this requirement is intended to require the EA to identify the name or other identifying information regarding any individual(s) who have complained about the recycling center.

(E) Nothing in this section precludes the enforcement agency or the board from the following: inspecting a business to verify that it is conducted in a manner that meets the provisions of this subsection; or, from taking any appropriate enforcement action, including the use of a Notice and Order as provided in Section 18304.

(7) Operations which do not meet the 10% residual percentage in subdivision (d)(2) of this section but which qualify as a Limited Volume Transfer Operation, shall comply with the requirements of section 17403.3 within one month of the effective date of these regulations.

(8) recycling center operators may voluntarily report their residual percentage to the EAs and the CIWMB using form CIWMB 607.

(9) If the EA determines that a person or business entity purporting to operate a recycling center is not in compliance with this subsection and issues an enforcement order, that person or business entity may appeal that order in accordance with Public Resources Code section 44307.

NOTE: Authority cited: Sections 40502, 43020, and 43021 of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17403. Regulatory Tiers Requirements for Transfer/Processing Operations and Facilities.

Sections 17403.1 through 17403.7~~36~~ set forth the regulatory tier requirements (Title 14, Division 7, Chapter 5.0, Article 3.0, commencing at section 18100 ~~and~~ ~~or~~ Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2-~~0~~~~3~~ and 3.1 of the California Code of Regulations (commencing with section 21570) that apply to specified types of transfer/processing operations and facilities. These requirements are summarized in Table 1.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Table 1
Transfer/Processing Operations and Facilities
Placement into the Regulatory Tiers

<u>Not Subject to Articles 6.0, 6.1, 6.2, 6.3 and 6.35</u>	<u>Excluded Tier</u>	<u>Enforcement Agency Notification Tier</u>	<u>Registration Tier</u>	<u>Full Solid Waste Facility Permit</u>
<ul style="list-style-type: none"> •Auto Dismantler Section 17402(a)(1) 5(c)(1) •Auto Shredder Operations Section 17402(a)(2) 5(c)(2) •Buy Back Centers Section 17402(a)(3) 5(c)(3) •Drop-off Centers Section 17402(a)(4) 5(c)(4) •Manufacturers Section 17402(a)(5) 5(c)(5) •Recycling Centers Section 17402(a)(6) 5(d) •Rendering Plants Section 17402(a)(7) 5(c)(6) •Reuse Salvage Operations (includes furniture and mattress dismantlers and demanufacturers) Section 17402(a)(8) 5(c)(7) •Scrap Metal Recyclers and Dealers Section 17402(a)(9) 5(c)(8) •Wire Choppers Section 17402(a)(10) 5(c)(9) •Wood, Paper, or Wood Product Manufacturer Section 17402(a)(11) 5(c)(10) 	<ul style="list-style-type: none"> •Locations where <15 cubic yards of combined container volume is provided to serve as multi-residence receptacles for residential refuse at the place of generation. Section 17403.1(a)(1) •Locations where <15 cubic yards of combined container volume is handled for recycling. Section 17403.1(a)(2) •Storage receptacle at the place of generation for waste from multi- residential buildings or for commercial solid wastes. Section 17403.1(a)(3) •Containers used to store construction or demolition wastes at the place of generation. Section 17403(a)(24) •Containers used to store salvaged materials. Section 17403.1(a)(45) •Waste Hauling Yard Operations. Section 17403.1(a)(56) •Storage of Other Wastes. Section 17403(1)(a)(7) 	<ul style="list-style-type: none"> •Emergency Transfer/Processing Operations Section 17403.4 •Sealed Container Transfer Operations Section 17403.2 •Limited Volume Transfer Operations Section 17403.3 	<ul style="list-style-type: none"> •Medium Volume Transfer/Processing Facility Section 17403.5 •Direct Transfer Facility Section 17403.4 	<ul style="list-style-type: none"> •Large Volume Transfer/Processing Facility Section 17403.6

Note: There are no operations or facilities placed within the Standardized tier.

Section 17403.1. Excluded Operations.

(a) The following operations do not constitute transfer operations or facilities for the purposes of ~~these~~ Articles and are not required to meet the requirements set forth herein:

(1) Locations where 15 cubic yards or less of combined container volume is provided to serve as multi-residence receptacles for residential refuse and are located at the place of generation; or

(2) Locations where 15 cubic yards or less of combined container volume of separated for reuse material is handled for recycling; or

(3) Storage receptacles at the place of generation for waste from multi-residential buildings or for commercial solid wastes at the place of generation; or

(4) Containers used to store construction or demolition wastes at the place of generation; or

(5) Containers used to store salvaged materials; or

(6) Waste Hauling Yard Operations; or

(7) Storage and handling of any of the following wastes:

(A) Municipal solid waste removed from seagoing vessels that is quarantined in accordance with 7 Code of Federal Regulations section 330.400 and 9 Code of Federal Regulations section 94.5;

(B) Controlled substances confiscated by law enforcement agencies, including, but not limited to seized narcotics and other contraband;

(C) Agricultural wastes with possible pest contamination;

(D) Dead animals with possible infectious diseases;

(E) U.S. Currency which must be destroyed; or

(F) Confidential records destruction, including microfiche, and microfilm;

(G) As determined by the EA, other discrete waste streams that are already subject to stricter handling requirements under Federal or State law.

(b) Nothing in this section precludes the ~~enforcement agency~~ EA or the CIWMB board from inspecting an excluded operation to verify that the operation is being conducted in a manner that qualifies it as an excluded operation or from taking any appropriate enforcement action. The burden of proof shall be on the owner or operator to demonstrate that the operations are excluded pursuant to this section.

NOTE: Authority cited: Sections 40502, 43020, and 43021 of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17403.2. Sealed Containers Transfer Operations.

All sealed container transfer operations subject to this Article shall comply with the Enforcement Agency Notification requirements set forth in Title 14, Division 7, Chapter 5.0, Article 3.0 of California Code of Regulations (commencing at section 18100). These operations shall be inspected by the ~~Enforcement Agency~~EA, as necessary to verify compliance with ~~the~~ minimum standards. Inspections shall be conducted quarterly, unless the ~~Enforcement Agency~~EA determines a lesser ~~or greater~~ frequency is necessary, but in no case shall the frequency be less than annually. The operator shall specify the operation's boundary area in the operating record.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17403.3. Limited Volume Transfer Operations.

All limited volume transfer operations subject to this Article shall comply with the Enforcement Agency Notification requirements set forth in Title 14, Division 7, Chapter 5.0, Article 3.0 of the California Code of Regulations (commencing at section 18100). These operations shall be inspected by the ~~Enforcement Agency~~EA as necessary to verify compliance with ~~the~~ minimum standards. Inspections shall be conducted quarterly, unless the ~~Enforcement Agency~~EA determines a lesser ~~or greater~~ frequency is necessary, but in no case shall the frequency be less than annually. The operator shall specify the operation's boundary area in the operating record.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17403.4. Direct Transfer Facility.

All direct transfer facilities subject to this Article shall comply with the Registration requirements set forth in Title 14, Division 7, Chapter 5.0, Article 3.0 of the California Code of Regulations (commencing with section 18104). These facilities shall be inspected monthly by the EA in accordance with PRC section 43218.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17403.54. Emergency Transfer/Processing Operations.

(a) All emergency transfer/processing operations shall comply with the Enforcement Agency Notification requirements set forth in Title 14, Division 7, Chapter 5.0, Article 3.0 of the California Code of Regulations (commencing at section 18100). These operations shall be inspected by the EA as necessary to verify compliance with minimum standards, but in no case shall the frequency be less than monthly. The operator shall specify the operation's boundary area in the operating record.

(b) In addition, the emergency transfer/processing operations shall meet the following requirements:

1) the land owner has certified his/her knowledge of the proposed activity and agrees to ensure proper termination, and;

2) The operation shall not exist for a period of time greater than 120 days from the date that the Enforcement Agency Notification is received by the EA. Upon receipt of the reports required by section 17210.5, the operation may continue for an additional period as specified by the EA to assist in the recovery and clean-up as necessary from a state or local emergency.

(c) The emergency transfer/processing operation shall cease operation should the EA determine that any of the following occurs:

1) the emergency transfer/processing operation is not being used exclusively to handle the state or local emergency;

2) the emergency transfer/processing operation is no longer necessary in accordance with section 17210.2 of this Division;

3) the use of the emergency transfer/processing operation will cause or contribute to a public health and safety or environmental problem;

4) the operator is not utilizing disaster debris diversion programs to the extent feasible.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17403.65. Medium Volume Transfer/Processing Facilities.

All medium volume transfer/processing facilities subject to this Article shall comply with the Registration requirements set forth in Title 14, Division 7, Chapter 5.0, Article 3.0 of the California Code of Regulations (commencing with section 18104). These facilities shall be inspected monthly by the EA in accordance with PRC section 43218.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17403.76. Large Volume Transfer/Processing Facilities.

All large volume transfer/processing facilities subject to ~~this~~ Articles 6.0 through 6.35 shall obtain a Full Solid Waste Facilities Permit, in accordance with the procedures as set forth in Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2.0, 3, and 3.1 of the California Code of Regulations (commencing with section 21570). The Transfer/Processing Report required by section 18221.6 shall constitute the Report of Facility Information required by section 21570(f)(2) of Title 27. These facilities shall be inspected monthly by the EA in accordance with PRC section 43218.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17403.87. Operation Plan.

Each operator of a Medium Volume Transfer/Processing Facility, as defined in section 17402(114), or a Direct Transfer Facility, as defined in section 17402(3), shall file with the EA an "Operation Plan" or "Plan" (as specified in section 18221.5). The information contained in the Plan shall be ~~used~~ also reviewed by the EA to determine whether it also the application package is complete and correct as defined in section 18101.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17403.98. Transfer/Processing Report.

(a) Each operator of a Large Volume Transfer/Processing facility, as defined in section 17402(810), shall file with the EA a "Transfer/Processing Report" or "Report" (as specified in section 18221.6). The Transfer/Processing Report will be used in place of the Report of Station Information (RSI) after the effective date of these regulations. Any operator of an existing facility who submits an application package to the EA, pursuant to Title 27, section 21570, which proposes to change the facility's operations, or to change the solid waste facility permit shall do one of the following:

1) submit the updated information as an amendment to the existing RSI or in the form of the Transfer/Processing Report; or

2) submit a complete Transfer/Processing Report as described in section 18221.6.

(b) After the effective date of the regulations, any operator of a new facility that submits an application package to the EA pursuant to Title 27, section

321570, shall submit a complete Transfer/Processing Report pursuant to section 18221.6.

(c) These requirements do not apply to those facilities which have filed an RSI and an application for a solid waste facility permit prior to the effective date of the regulations. In the event the EA determines the application package for the RSI first submitted prior to the effective date of these regulations to be incomplete, additional information requested shall be submitted as part of the RSI and/or application for a solid waste facility permit, as appropriate.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17405. Applicability of State Minimum Standards.

(a) Articles 6.0, 6.1, 6.2, and 6.3 and 6.35 of this Chapter set forth the minimum standards that apply to all transfer/processing operations and facilities, direct transfer facilities, sealed container operations, limited volume transfer operations, and emergency transfer/processing operations, except as noted in section 17400(a).

(b) Article 6.35 of this Chapter sets forth additional minimum standards that will apply only to transfer/processing facilities, except as noted in section 17400(a).

(c) Approvals, determinations and other requirements that which the Enforcement Agency EA is authorized to make under in Articles 6.0, 6.2, and 6.3, and 6.35 shall be provided in writing by the EA to the operator. The operator shall maintain place a copy of these approvals in addition to those records identified in Sections 17414 and 17414.1 in the operating record.

(d) Some of the standards contained in Articles 6.0, 6.1, 6.2, 6.3, and 6.35 of this Chapter allow the EA to approve an alternative method of compliance with the standard. These provisions are not intended to allow the EA to change the particular standard, but are intended to allow the EA flexibility to approve, in advance, a particular method, in some cases an alternative method of meeting the existing standard. For facilities that require a full solid waste facility permit, the EA may choose to include the approved method as a term and condition of the solid waste facility permit, rather than in the manner authorized by subdivision (c) of this section. If the method is included in the solid waste facility permit, a change to the method may require a revision to the solid waste facility permit in accordance with the procedures set forth in Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2, 3, and 3.1 (commencing with section 21570).

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Article 6.1. Siting and Design

Section 17406.1. Siting On Landfills.

(a) Operations and facilities or portions thereof, located atop fully or partially closed solid waste landfills shall meet postclosure land use requirements pursuant to Title 27, California Code of Regulations, section 21190~~Title 14, Division 7, Chapter 3, Article 7.8, section 17796 of the California Code of Regulations.~~

(b) Operations and facilities or portions thereof, located on intermediate cover on a solid waste landfill shall locate operations areas on foundation substrate that is stabilized, either by natural or mechanical compaction, to minimize differential settlement, ponding, soil liquefaction, or failure of pads or structural foundations.

(c) Operations and facilities or portions thereof, located on intermediate cover on a solid waste landfill shall be operated in a manner not to interfere with the operations of the landfill or with the closure or postclosure maintenance of the landfill.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17406.2. General Design Requirements.

(a) The design of a new operation or facility shall utilize expert advice, as appropriate, from persons competent in engineering, architecture, landscape design, traffic engineering, air quality control, and design of structures.

(b) The design shall be based on appropriate data regarding the expected service area, anticipated nature and quantity of wastes to be received, climatological factors, physical settings, adjacent land use (existing and planned), types and number of vehicles anticipated to enter the operation or facility, adequate off-street parking facilities for transfer vehicles, drainage control, the hours of operation and other pertinent information. If the operation or facility is to be used by the general public, the design shall take account of safety features that ~~which~~ may be needed to accommodate such public use.

(c) The operation or facility shall be designed in such a manner as to restrict the unloading area to as small an area as practicable, provide adequate control of windblown material, minimize the propagation or attraction of flies, rodents or other vectors and the creation of nuisances by reason of solid wastes being handled deposited at the operation. Other factors which shall be taken into consideration are: dust control, noise control, public safety, and other pertinent matters related to the protection of public health at the operation or facility.

(d) In reviewing the design of a proposed facility, the EA may require the applicant to describe that he or she has complied with applicable local and state requirements regarding odor control measures, personnel health and safety, and sanitary facilities.

(ed) Solid waste storage containers shall be durable, easily cleanable, designed for safe handling, and constructed to prevent loss of wastes from the container during storage. If such a container is used to store garbage, other wet or liquid producing wastes, or wastes composed of fine particles, such container shall in all cases be non-absorbent and leak-resistant. Unloading areas shall be easily cleanable, designed for safe handling, and constructed to prevent loss of wastes.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Article 6.2. Operating Standards.

Section 17407.1. Burning Wastes and Open Burning.

(a) If burning wastes are received at an operation or facility, they shall be separated from other wastes and deposited in a safe area, spread, and extinguished. A safe area is defined as being away from unloading, or transfer, or processing areas, structures on adjacent properties and other fire hazard areas.

(b) Open burning of solid waste, except for the infrequent burning of agricultural wastes, silvicultural wastes, landclearing debris, diseased trees, or debris from emergency clean-up operations, or any other wastes as approved by local regulatory agencies, approved by the EA, local air district, and local fire department, is prohibited at all operations and facilities.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17407.2. Cleaning.

(a) Operations, facilities, and their equipment, boxes, bins, pits and other types of containers shall be cleaned using the following schedule, or at a lesser frequency approved by the enforcement agency EA, in order to prevent the propagation or attraction of flies, rodents, or other vectors:

(1a) all operations and facilities shall be cleaned each operating day~~weekly~~
of all loose materials and litter;

~~(2) all facilities shall be cleaned daily of all loose materials and litter;~~

~~(2a)~~ all facilities that operate 24 hours per day must clean the facility at least once every 24 hours.

~~(b) All equipment, boxes, bins, pits and other types of containers used shall be cleaned of residual material at a frequency which will meet the requirements of this section.~~

(b) The entrance and exit shall be cleaned at a frequency which prevents the tracking or off-site migration of waste materials.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17407.3. Drainage Control.

(a) Drainage at all operations and facilities shall be controlled to:

(1) minimize the creation of contact water;

(2) prevent to the greatest extent possible given existing weather conditions, the uncontrolled off-site migration of contact water; prevent the creation of contact water;

(3) protect the integrity of roads and structures;

(4) protect the public health; and safety and to

(5) prevent safety hazards and interference with operations.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17407.4. Dust Control.

(a) The operator shall take adequate measures to minimize prevent the creation, of dust and particulates, and the emission, or accumulation of excessive dust and particulates, and prevent other safety hazards to the public caused by obscured visibility pursuant to Title 8, section 5155 (e)(1) and (2). The operator should shall minimize the unnecessary handling of wastes during processing to prevent the creation of excessive dust. Measures to control dust include, but are not limited to: Dust suppression methods, such as reduced processing, periodic sweeping and cleaning, equipment such as misting systems or ventilation control shall be implemented/installed if dust levels are deemed excessive by the EA. One or more of the following may be an indication that Ddust is excessive when it results in any of the following:

(1) safety hazards due to obscured visibility; or

(2) irritation of the eyes; or

(3) hampered breathing;

(4) migration of dust off-site.

~~(b) If this standard has been violated, the EA shall, in addition to any action to address the violations, also refer this matter to the Department of Industrial Relations, Division of Occupational Safety and Health.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17407.5. Hazardous, Liquid, and Special Wastes.

~~(a) An operation or facility shall not intentionally accept or store hazardous wastes, including batteries, oil, paint, and special wastes, unless it has been approved to handle the particular waste by the appropriate regulatory agencies, and the EA. Hazardous wastes, such as batteries, oil and paint, may be accepted only if approved by the appropriate regulatory agencies, including the enforcement agency, and in the manner approved by each agency so as to protect public health, safety, and the environment. Such approvals shall be placed in the operating record.~~

~~(b) At operations and facilities where unauthorized hazardous wastes are discovered, control measures as are necessary to protect public health, safety and the environment, such as elimination or control of dusts, fumes, mists, vapors or gases shall be taken prior to isolation or removal from the operation or facility.~~

~~(c) Liquid wastes and sludges shall not be accepted or stored at an operation or facility unless the operator has written approval to accept such wastes from the appropriate agencies, and the EA. The EA shall only authorize acceptance of these wastes only if the operation, facility, and the transfer vehicles are properly equipped to handle such wastes, in a manner to protect public health, safety, and the environment.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 174078.46. Litter Control.

~~Litter at operations and facilities shall be controlled, and routinely collected to prevent safety hazards, nuisances or similar problems and off-site migration to the greatest extent possible given existing weather conditions, and disposed of properly. Windblown materials shall be controlled to prevent injury to the public and personnel. Controls shall prevent the accumulation of litter on site or off site migration of litter in quantities that create a safety hazard, nuisance or cause other problems. Litter must be prevented from migrating off site.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17407.6 ~~—————~~ Liquid Wastes.

~~Liquid wastes and sludges shall not be accepted at an operation unless the operation and transfer vehicles are properly equipped to handle such wastes as authorized by the enforcement agency so as to protect public health, safety, and the environment.~~

~~NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.~~

Section 17408.1. Loadchecking.

(a) The operator of an attended operation or facility shall implement a loadchecking program to prevent the acceptance of waste which is prohibited by this Article. This program must include at a minimum:

(1) the number of random loadchecks to be performed;

(2) a location for the storage of prohibited wastes removed during the loadchecking process that is separately secured or isolated as determined by the EA;

(3) records of loadchecks and the training of facility personnel in the recognition, proper handling, and disposition of prohibited waste. A copy of the loadchecking program and copies of the most recent loadchecking records for the last year shall be maintained in the operating record and be available for review by the appropriate regulatory agencies.

~~NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.~~

Section 17408.62 . ~~Operation~~ Maintenance Program.

All aspects of the operation or facility shall be maintained in a state of good repair. The operator shall implement a preventative maintenance program to monitor and promptly repair or correct conditions before they become deteriorated or defective conditions as determined by the enforcement agency to meet the requirements of this Article. Preventive maintenance procedures and programs shall be developed and utilized.

~~NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.~~

Section 17408.23. Medical Wastes.

Medical waste, unless treated and deemed to be solid waste, which is regulated pursuant to the Medical Waste Management Act ~~{Part 14 (commencing with section 117600) of Division 104 of the Health and Safety Code}~~, shall not be accepted at an operation or facility, ~~unless treated and deemed to be solid waste, or if approved by the appropriate regulatory agency.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code~~. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.34. Noise Control.

~~(a) Noise shall be controlled to minimize prevent health hazards to persons using the operation or facility and to prevent nuisance to nearby residents. High noise Measures to control noise include but are not limited to: areas shall be: posted with posting of warning signs that recommend or require hearing protection; separated separation by barriers that limit access to authorized personnel only; or, enclosed enclosures to reduce noise transmission, as required by the EA and other applicable agencies. Compliance with specific provisions regarding noise control in a local land use approval, such as a conditional use permit or CEQA mitigation measures, shall be considered compliance with this standard.~~

~~(b) If this standard has been violated, the EA shall, in addition to any action to address the violations, also refer this matter to the Department of Industrial Relations, Division of Occupational Safety and Health.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code~~. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.45. Non-Salvageable Items.

Drugs, cosmetics, foods, beverages, hazardous wastes chemicals, poisons, medical wastes, syringes, needles, pesticides and other materials capable of impairing causing public health or safety problems shall not be salvaged at operations or facilities unless approved by the ~~enforcement agency and the local health agency and the EA.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code~~. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.56. Nuisance Control.

Each operation and facility shall be conducted and maintained to prevent the creation of so as not to create a nuisance as defined in Section 17225.45. Compliance with specific provisions regarding nuisance control in a local land use approval, such as a conditional use permit or CEQA mitigation measures, shall be considered compliance with this standard.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.7. Parking.

Adequate off-street parking area(s) shall be provided, if necessary, for transfer vehicles. Compliance with specific provisions regarding adequacy of off-street parking in a local land use approval, such as a conditional use permit or CEQA mitigation measures, shall be considered compliance with this standard.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.78. Personnel Health and Safety.

~~(a) Personnel shall wear and use appropriate safety equipment as described in the required by the enforcement agency, operator's Injury, Illness, and Prevention Program (IIPP) as required by appropriate requirements of Title 8 of the California Code of Regulations. The Injury, Illness, and Prevention Program (IIPP) shall be available for review by local and state inspectors during normal business hours. Nothing in this section is intended to make the EA responsible for enforcing the IIPP.~~

~~(b) If this standard has been violated, the EA shall, in addition to any action to address the violations, also refer this matter to the Department of Industrial Relations, Division of Occupational Safety and Health.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17408.89. Protection of Users.

An operation or facility shall be designed, constructed, operated, and maintained so that contact between the public users and solid wastes is minimized prevented minimized. This may be accomplished through the use of Railings, curbs, grates,

~~and fences, and/or spotters shall be provided as necessary to adequately protect the public and/or site personnel.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code.~~ Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17409.1. Roads.

All on-site roads and driveways shall be designed and maintained to prevent ~~minimize~~ the generation of dust and ~~prevent the~~ tracking of soil material onto adjacent public roads. Such roads shall be kept in safe conditions and maintained ~~so that vehicle access, unloading, and exiting can be conducted during severe weather to allow vehicles utilizing the operation to have reasonable all-weather access to the site to allow vehicles utilizing the operation or facility to have reasonable all-weather access to the site.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code.~~ Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17409.2. Sanitary Facilities.

~~(a) At operations and facilities which have full time site attendant(s), shall have sanitary facilities consisting of an adequate number of sanitary toilet(s) and hand washing facilities which shall be readily accessible, either on site or in the immediate vicinity of the operation or facility. The operator shall maintain all sanitary and hand-washing facilities that which may be it is required to have, pursuant to by applicable state or local requirements, in a reasonably clean and adequately supplied condition.~~

~~(b) If this standard has been violated, the EA shall, in addition to any action to address the violations, also refer this matter to the Department of Industrial Relations, Division of Occupational Safety and Health.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the Public Resources Code.~~ Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17409.3. Scavenging and Salvaging.

Each operation or facility shall meet the following requirements:

(a) ~~Scavenging shall be prohibited;~~

~~(b) Salvaging shall be conducted in a planned and controlled manner and not interfere with other aspects of operation.~~

~~(c) Salvaged materials shall be placed for storage in specified, clearly identifiable areas.~~

(b) salvaging of materials, such as metal, paper, glass and cardboard is permitted as an integral part of the operation, subject to conditions established by the EA, the local land use authority, or other approving agencies.

(c) salvaging or processing activities shall be conducted in a planned and controlled manner and not interfere with other aspects of site operation. Activities shall be conducted so as not to interfere with expeditious entry and exit of vehicles delivering waste to the transfer or processing operation or facility. Processing Salvaging activities conducted at a transfer/processing operation or facility shall be conducted in an organized manner, confined to specified, clearly identified areas of the operation or facility, and controlled to prevent health, safety or nuisance problems;

(d) The maximum storage time shall be limited to a duration which will not result in health, nuisance, or fire problems.

(de) storage of materials salvaged from solid wastes shall be ancillary to the activities of the operation or facility unless such storage is planned as an integral part of the operation. Salvaged materials salvaged generated on-site shall be stored away from other activity areas in specified, clearly identifiable areas as noted in the Operation Plan or Transfer/Processing Report. They shall be arranged to minimize prevent risk of fire, health and safety hazard, vector harborage, or other hazard or nuisance, and be limited to a specified volume and/or duration as described in the Enforcement Agency Notification, Operation Plan, or Transfer/Processing Report. (e) The manner in which salvaging is stored shall not result in a health or safety hazard.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17409.4. Signs.

(a) The name of the operation (a) For operations or facilities not open to the public, each point of access from a public road shall be posted with an easily visible sign indicating the operation or facility name and location of nearest public operation or facility at each point of access from a public road. (b)

(b) If the operation or facility is open to the public, there shall be an easily visible sign at all public the primary entrances indicating the name of the operator, the operator's telephone number, schedule of charges, hours of operation, and a listing of the general types of materials which either (1) WILL be accepted, or (2) WILL NOT be accepted.

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17410.1. Solid Waste Removal.

(a) All solid wastes shall be removed ~~weekly~~ at the following frequencies or at an alternate frequency, approved by the ~~enforcement agency~~ EA, in order to prevent the propagation or attraction of flies, rodents or other vectors:-

(1a) operations shall remove solid wastes accepted at the site within 7 days from the date of receipt;

(2b) facilities shall remove solid waste accepted at the site within 48 hours from the time of receipt.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17410.2. Supervision and Personnel.

The operator shall provide adequate supervision and a sufficient number of qualified personnel to ensure proper operation of the site in compliance with all applicable laws, regulations, permit conditions and other requirements. The operator shall notify the ~~enforcement agency~~ EA, ~~and local health agency~~, and ~~fire authority~~ in writing of the names, addresses and telephone numbers of the operator, ~~manager and supervisor~~ or other person responsible for the operation. A copy of the written notification shall be placed in the operating record.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17410.3. Training.

~~(a)~~ Personnel assigned to the operation or facility shall be adequately trained in subjects pertinent to site solid waste operations and maintenance, ~~including the requirements of this Article~~, hazardous materials recognition and screening, with emphasis on safety, health, use of mechanized equipment, and environmental controls, and emergency procedures including the requirements of this Article. A record of such training history shall be maintained and made available for inspection placed in the operating record.

~~(b)~~ If this standard has been violated, the EA shall, in addition to any action to address the violations, also refer this matter to the Department of Industrial Relations, Division of Occupational Safety and Health.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, ~~of the~~ Public Resources Code.

Section 17410.4. Vector, Bird and Animal Control.

The operator shall take adequate steps to control ~~and~~ or prevent the propagation, harborage ~~and~~ or attraction of ~~vectors and animals, including flies, mosquitoes, and rodents, or other vectors, and animals, and to minimize birds attraction problems or other animals.~~

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Article 6.3. Record Keeping Requirements.

Section 17414. ~~General~~Record Keeping Requirements.

Each operator shall meet the following requirements:

(a) each operator shall maintain records of incoming weights or volumes and outgoing salvage or residual weights or volumes in a form and manner approved by the EA. Such records shall be: submitted to the EA or CIWMB upon request; be adequate for overall planning and control purposes; and, be as current and accurate as practicable;

(~~a~~b) ~~All~~ records required by this Article shall be kept by the operator in one location and accessible for ~~five (5)~~three (3) years and shall be available for inspection by the ~~enforcement agency EA,~~ and other duly authorized regulatory agencies during normal working hours. ~~The operator shall submit copies to the enforcement agency quarterly. An alternative schedule may be approved by the enforcement agency;~~

(c) ~~The~~ operator shall submit copies of specified records to the ~~enforcement agency EA~~ upon request or at a frequency approved by the EA;

(~~b~~d) ~~The~~ operator shall maintain a daily log book or file of special occurrences encountered during operations and methods used to resolve problems arising from these events, including details of all incidents that required implementing emergency procedures. Special occurrences shall ~~may~~ include but are not limited to: fires, injury and property damage, accidents, explosions, ~~discharge of hazardous or other receipt or rejection of prohibited wastes not permitted,~~ lack of sufficient number of personnel pursuant to section 17410.2, flooding, earthquake damage and other unusual occurrences. In addition, the operator shall notify the EA by telephone within 24 hours of all incidents requiring the implementation of emergency procedures, unless the EA determines that a less immediate form of notification will be sufficient to protect public health and safety and the environment;

(ee) ~~The~~ operator shall record any written public complaints received by the operator, including:

- (1) the nature of the complaint,
- (2) the date the complaint was received,
- (3) if available, the name, address, and telephone number of the person or persons making the complaint, and
- (4) any actions taken to respond to the complaint;

~~(df) The operator shall maintain records of weights or volumes handled in a manner and form approved by the enforcement agency EA so as to be sufficiently accurate for overall planning and control purposes;~~

~~(ef) the operator shall maintain a copy of the written notification to the EA and local health agency of the names, addresses and telephone numbers of the operator or other person(s) responsible for the operations as required by section 17410.2;~~

~~(ehg) The~~ operator shall maintain records of employee training as required by section 17410.3;

(ih) all transfer/processing operations and facilities shall maintain records as required by section 18809 et seq.

NOTE: Authority cited: Sections 40502, 43020, and 43021, ~~of the~~ Public Resources Code. Reference: Sections 40053, 43020 and 43021, of the Public Resources Code.

Section 17414.1. Documentation of Enforcement Agency Approvals, Determinations, and Requirements.

Approvals, determinations, and other requirements the EA is authorized to make under this Subchapter shall be provided in writing to the operator and placed in the operating record by the operator.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Article 6.35. Additional Operating Requirements for Facilities Only.

Section 17415.1. Communications Equipment.

Each facility shall have adequate communication equipment available to site personnel to allow quick response to emergencies.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17415.2. Fire Fighting Equipment.

Facility personnel shall have fire suppression equipment continuously available in sufficient quantities, properly maintained and located as required by the local fire authority and EA.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17416.1. Housekeeping.

The operator shall provide Adequate housekeeping is required for the maintenance of all facility equipment and shall minimize. Accumulations of fuel drums, inoperable equipment, parts, tires, scrap, and similar items shall be minimized to reduce safety hazards.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17416.2. Lighting.

When operations are to be conducted during hours of darkness, the The facility and/or equipment shall be equipped with adequate lighting, either through natural or artificial means, to ensure safety, and the ability to monitor incoming loads, and the effectiveness of operations, and public health, safety and the environment.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17416.3. Operational Equipment.

Operational Equipment shall be adequate in type, capacity and number, and sufficiently maintained to allow the facility to meet all requirements of Articles 6.3 and 6.35 of these standards.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17418. 1. Site Security.

The facility shall be designed to discourage unauthorized access by persons and vehicles through the use of either a perimeter barrier or topographic constraints.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17418.2. Site Attendant.

A facility open to the public shall have an attendant present during public operating hours or the facility shall be inspected by the operator on a regularly scheduled basis as approved by the EA to ensure that it meets all of the requirements of Articles 6.2, 6.3 and 6.35. The EA may approve periodic inspections by the operator if it will be sufficient to prevent health, safety, or fire problems.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17418.3. Traffic Control.

Traffic flow through the facility shall be controlled to prevent the following:

- (a) interference with traffic or creation of a safety hazard to traffic on adjacent public streets or roads,
- (b) on-site safety hazards, and
- (c) interference with operations.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17419.1. Visual Screening.

The facility shall have appropriate treatment of areas open to public view to create and maintain an aesthetically acceptable appearance as approved by the local land use authority, or if none exist, in consultation with the EA. Compliance with specific provisions regarding visual screening in a local land use approval, such as a conditional use permit, or CEQA mitigation measures shall be considered compliance with this standard.

The facility shall screen areas open to public view, to create and maintain an attractive and acceptable appearance.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

Section 17419.2. Water Supply.

A safe and adequate water supply for drinking, and emergency use (i.e.: first aid) by facility personnel shall be available.

NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020 and 43021, Public Resources Code.

~~Article 6.4. Transfer/Processing Station Standards [REPEALED]~~

~~GENERAL~~

~~17420. Applicability of Standards.~~

~~(a) This Article sets forth minimum operating standards that apply only to activities that are not governed by Articles 6.0, 6.1, 6.2, and 6.3 of this Chapter.~~

~~(b) Stations which receive more than 60 cubic yards but less than 100 cubic yards of wastes per operating day shall be governed by only Section 17420 through 17426. All stations receiving more than 100 cubic yards of wastes per operating day shall be governed by only Section 17420 and Sections 17441 through 17564. The standards contained in this Article shall be in force for all stations which are in operation on or after July 1, 1976, or prior to that date if provided in the county solid waste management plan developed and approved pursuant to Section 66780 of the Government Code.~~

~~Note: Authority cited: Sections 40502, 43020, and 43021 of the Public Resources Code.
Reference: Sections 43020 and 43021 of the Public Resources Code.~~

~~STANDARDS FOR SMALL VOLUME TRANSFER STATIONS~~

~~17421. Exclusions.~~

~~These standards shall not be construed to apply to those locations where less than 15 cubic yards of combined container volume is provided to serve as community or multi-residence receptacles for residential refuse, nor do they apply to storage receptacles for waste from multi-residential buildings or for commercial solid wastes; a container used to store construction or demolition wastes at the place of generation; or containers used to store salvaged materials.~~

~~17422. Design.~~

~~The engineering design of proposed new small volume transfer stations shall be in accordance with the principles and disciplines in the State of California generally accepted for design of this type of facility. The design of each new small volume transfer station shall be submitted to the Enforcement Agency for review.~~

~~17423. Plan of Operation.~~

~~Each operator of a small volume transfer station shall prepare and submit to the Enforcement Agency a plan of operation for the station summarizing procedures for handling complaints, maintenance, health and safety, site controls, and frequency of removal of wastes from the station.~~

~~17424. Records.~~

~~An annual report shall be made to the Enforcement Agency reporting the estimated weights or volumes handled during the previous year and listing special occurrences such as fires, injury, property damage, accidents, explosions, incidents regarding hazardous wastes, flooding, and other unusual occurrences.~~

~~17425. Small Volume Transfer Station Operation.~~

~~(H) Small volume transfer stations shall be operated in conformance with good operating practices which result in minimal public health and safety hazards, minimal vector propagation, containment of waste materials, pickup of litter, control of drainage and nuisances, and shall comply with these requirements of the Enforcement Agency adopted to achieve these results.~~

~~17426. Cleaning and Waste Removal Frequency.~~

~~(H) The small volume transfer station shall be thoroughly cleaned at least weekly or as required in the solid waste facilities permit. Any solid wastes deposited at the site shall be removed weekly or as required in the solid waste facilities permit.~~

~~STATION INFORMATION~~

~~17441. Report of Station Information.~~

~~Each operator of a transfer/processing station, as defined in Public Resources Code section 40200, must file with the enforcement agency a Report of Station Information or, if the station is a Small Volume Transfer Station, a Plan of Operation. (See section 18221 of this title for content requirements of the Report/Plan.) The information contained in the Report or Plan shall be used by the enforcement agency to determine whether a permit should be issued. The operator must file amendments to the Report or Plan whenever necessary to keep the information contained in it current.~~

~~Note: Authority cited: Sections 40502 of the Public Resources Code.
Reference: Sections 43020 and 43021 of the Public Resources Code.~~

~~17442. Station Modifications.~~

~~The Enforcement Agency shall be notified of significant changes in the design or operation of the station.~~

~~STATION DESIGN~~

~~17451. Design Responsibility.~~

~~The design of a new station shall utilize expert advice, as appropriate, from persons competent in engineering, architecture, landscape design, traffic engineering, air~~

~~quality control, and design of structures.~~

~~**17452. General Design Parameters.**~~

~~Each station design shall be based on appropriate data regarding the service area, anticipated nature and quantity of wastes to be received, climatological factors, physical settings, adjacent land use (existing and planned), types and numbers of vehicles anticipated to enter the station, drainage control, the hours of operation and other pertinent information. If the station is to be used by the general public, the design shall take account of features which may be needed to accommodate such public use.~~

~~**17453. Public Health Design Parameters.**~~

~~(H) The station shall be designed in such a manner as to minimize the propagation or attraction of flies, rodents or other vectors and the creation of nuisances by reason of solid wastes being deposited at the station. Other factors which shall be taken into consideration are water and air quality, noise control, odor control, public safety, and other pertinent matters related to the protection of public health.~~

~~**17461. Weight Volume Records.**~~

~~Each station operator shall maintain records of weights or volumes handled in a manner and form approved by the Enforcement Agency. Such records shall be sufficiently accurate for overall planning and control purposes.~~

~~**17462. Special Occurrences.**~~

~~(H) Each operator of a station handling an average of 100 or more cubic yards of waste per operating day shall maintain a log of the following information: fires, injury and property damage accidents, explosions, incidents regarding hazardous wastes, flooding and other unusual occurrences.~~

~~**17463. Inspection of Records.**~~

~~The records shall be open to inspection by authorized representatives of the enforcement agency, the local health entity and other duly authorized regulatory and enforcement agencies during normal business hours. Information of a proprietary nature, if identified as confidential pursuant to Government Code Section 6250 et seq., shall be treated as confidential.~~

~~**STATION PERSONNEL**~~

~~**17471. Availability.**~~

~~It is the responsibility of the operator of the station to provide adequate numbers of~~

~~qualified personnel to staff the station and deal effectively and promptly with matters of operation, maintenance environmental controls, records, emergencies, and health and safety. In this regard, cross training and development of standby arrangements are encouraged.~~

~~17472. Training.~~

~~(H) Personnel assigned to operate the station shall be adequately trained in subjects pertinent to station operation and maintenance, with emphasis on safety, health, environmental controls, and emergency procedures.~~

~~17473. Supervision.~~

~~The station operator shall provide adequate supervision to insure proper operation of the station in compliance with all applicable laws, regulations, permit conditions and other requirements. The Enforcement Agency, local health entity, and fire authority shall be kept advised of the names, addresses and telephone numbers of the operator, station manager and supervisor.~~

~~17474. Attendant.~~

~~(H) Stations which are open to the public shall have an attendant on duty during operating hours or be visually monitored when determined by the Enforcement Agency to be necessary to prevent problems of health, fire or safety significance.~~

~~STATION IMPROVEMENTS~~

~~17481. Identification Signs.~~

~~Each point of access from a public road shall be identified by a suitable sign indicating the name of the station operator. Other pertinent general information may be required by the Enforcement Agency as approved by the local land use authority.~~

~~17482. Entry Signs.~~

~~If the station is open to the public, there shall be a sign at an appropriate point indicating the schedule of charges, hours of operation, and listing the general types of materials which either (1) WILL be accepted, or (2) WILL NOT be accepted.~~

~~17483. Station Security.~~

~~The station shall have adequate perimeter barrier designed to discourage unauthorized entry by persons or vehicles. Where water or topographic conditions are such as to create a similar effect, a barrier is not required. Areas within the site which are deemed hazardous shall be separately fenced and properly identified~~

~~to create an adequate level of security.~~

~~17484. Roads.~~

~~Roads and driveways shall have a reasonably smooth surface which is designed to minimize the generation of dust and the tracking of material onto adjacent paved public roads, and shall be constructed to withstand regular and thorough cleaning. Such roads shall allow vehicles utilizing the station to have reasonable all weather access to the station.~~

~~17485. Visual Screening.~~

~~The station shall have appropriate treatment of areas open to public view to create and maintain an attractive and aesthetically acceptable appearance as approved by the enforcement agency and the local land use authority.~~

~~17486. Station Construction.~~

~~(H) Solid waste storage containers shall be durable, easily cleanable, designed for safe handling, and constructed to prevent loss of wastes from the equipment during storage. If such equipment is used to store garbage, other wet or liquid producing wastes, or wastes composed of fine particles, such equipment shall in all cases be non absorbent and leak resistant. Unloading areas shall be easily cleanable, designed for safe handling and constructed to prevent the loss of wastes. All equipment shall be in good condition and cleaned in a frequency and in a manner so as to prevent the propagation or attraction of flies, rodents, or other vectors and the creation of nuisances.~~

~~STATION HEALTH AND SAFETY~~

~~17491. Sanitary Facilities.~~

~~(H) Adequate sanitary facilities for the station personnel shall be available at the station or in the immediate vicinity.~~

~~17492. Water Supply.~~

~~(H) Safe and adequate drinking water for the station personnel shall be available.~~

~~17493. Communications Facilities.~~

~~Each station shall have adequate communications facilities available to the station personnel.~~

~~17494. Lighting.~~

~~Where operations are conducted during hours of darkness, the station and/or~~

equipment shall be equipped with adequate lighting as approved by the Enforcement Agency to insure safety, to permit monitoring effectiveness of cleaning operations and for inspection of loaded transfer vehicles.

~~17495. Fire Fighting Equipment.~~

Station personnel shall have properly maintained fire suppression equipment continuously available in sufficient quantities and located as required by the local fire authority and enforcement agency.

~~17496. Protection of Users.~~

(H) Stations shall be designed, constructed and operated so that contact between users and solid wastes is minimized. Railing, curbs, grates, fences shall be provided as necessary to adequately protect the public and station personnel.

~~17497. Personnel Health and Safety.~~

(H) Operating and maintenance personnel shall be required to wear and use approved safety equipment as determined necessary by the Enforcement Agency.

~~TRANSFER/PROCESSING STATION OPERATIONS~~

~~17511. Confined Unloading.~~

Unloading of solid wastes shall be confined to as small an area as practicable. Adequate control of wind blown materials shall be provided.

~~17512. Cleaning.~~

(H) Each station handling an average volume of over 100 cubic yards of waste per day shall be cleaned daily of all loose materials and litter, or on a schedule approved by the Enforcement Agency. All boxes, bins, pits or other types of containers used shall be cleaned on a schedule approved by the Enforcement Agency.

~~17513. Solid Waste Removal.~~

(H) Any station handling an average volume of over 100 cubic yards of waste per day shall have any solid wastes deposited at the site removed every 48 hours or in accordance with an approved operations schedule.

~~17514. Parking.~~

Uncleaned transfer vehicles containing putrescible materials shall not be parked on public streets or roads except under emergency conditions. Adequate off street parking facilities for transfer vehicles shall be provided.

~~17515. Seavenging.~~

~~(H) Seavenging shall be prohibited at any station.~~

~~17516. Salvaging Permitted at Transfer Stations.~~

~~Recovery of materials, such as metal, paper and glass, is permitted as an integral part of the operation of a transfer station, subject to conditions established by the Enforcement Agency, the local land use authority, or other approval agencies.~~

~~Salvaging shall not interfere with other aspects of transfer station operation, nor shall it be conducted so as to interfere with expeditious entry and egress of vehicles delivering waste to the transfer station.~~

~~17517. Volume Reduction.~~

~~Volume reduction operations such as baling or shredding are permitted at a transfer station provided they are conducted in a controlled manner as an integral part of the operation and in conformance with conditions established by the Enforcement Agency, the local land use authority and other approval agencies. Volume reduction activities shall not interfere with other aspects of station operation and shall be controlled to minimize health, safety or nuisance problems.~~

~~17518. Processing Area.~~

~~Salvaging and volume reduction shall be confined to specified, clearly identified areas of the transfer station.~~

~~17519. Processing Operations.~~

~~Waste processing activities conducted at the station shall be conducted in an organized manner and shall be controlled to minimize health, safety or nuisance problems.~~

~~17520. Storage of Salvage.~~

~~Salvaged materials generated on site or imported shall be placed from storage away from other activity areas and be limited to a volume as approved by the Enforcement Agency, local land use authority or other approval agencies which (1) (H) minimizes the harborage or attraction of flies, rodents or other vectors and the creation of nuisances and (2) (SWM) minimizes the risk of fire or other hazards.~~

~~17521. Removal.~~

~~(H) Storage of materials salvaged from solid wastes shall be ancillary to the operation of the station unless such storage is planned as an integral part of the operation. The maximum storage time shall be limited to a duration which will not result in health or fire problems.~~

~~17522. Non-Salvageable Items.~~

~~(H) Drugs, cosmetics, foods, beverages, hazardous chemicals, poisons, medical wastes, syringes, needles, pesticides and other similar materials capable of impairing public health shall not be salvaged unless approved by the Enforcement Agency and the local health entity.~~

~~STATION CONTROLS~~

~~17531. Nuisance Control.~~

~~Each station shall be operated and maintained so as not to create a public nuisance.~~

~~17532. Dust Control.~~

~~The operator shall take adequate measures to minimize the creation of dust.~~

~~17533. Vector and Bird Control.~~

~~(H) The operator shall take adequate steps to control or prevent the propagation, harborage or attraction of flies, rodents or other vectors and to minimize bird problems.~~

~~17534. Drainage Control.~~

~~Drainage shall be handled as specified in the station design, unless an alternative method which achieves the design objectives is approved by the Enforcement Agency. Drainage leaving the station shall not contain solids, wash water or leachate emanating from solid wastes. Placement of drainage or cleanup water in a sanitary sewer shall be prohibited unless approved by the local sewerage authorities. Drainage control should be coordinated with the California Regional Water Quality Control Board.~~

~~17535. Litter Control.~~

~~Litter and loose materials shall be routinely collected and disposed of properly. The collection frequency shall be set with the objective of preventing the accumulation of quantities which are aesthetically objectionable or cause other problems. The Enforcement Agency shall periodically monitor the effectiveness of the litter control program.~~

~~17536. Noise Control.~~

~~(H) Noise shall be controlled to prevent health hazards to persons using the station and to nearby residents.~~

~~17537. Odor Control.~~

~~The station shall not be a source of odor nuisances.~~

~~17538. Traffic Control.~~

~~Traffic flow into, on and out of the station shall be in accord with the design intent and in such a manner so as to minimize interference and safety problems for traffic on adjacent public streets or roads. Specifically, stacking of vehicles waiting to enter the station on public streets or roads may only occur as approved by local traffic engineering and police authorities.~~

~~STATION EQUIPMENT~~

~~17546. General.~~

~~Equipment shall be adequate in type, capacity and numbers to permit the station operation to meet all requirements of these standards. Equipment shall be maintained so as to consistently perform the work for which it is intended, ordinary wear and tear excepted.~~

~~17547. Standby Equipment.~~

~~Specific units of standby equipment are not required, providing the operator maintains an up to date list of firms or agencies which can supply needed and adequate replacement units within a reasonable period of time.~~

~~17548. Transfer Vehicles.~~

~~(H) Transfer vehicles shall be adequately covered and constructed of durable and easily cleanable materials.~~

~~17549. Inspection of Equipment.~~

~~(H) Equipment used for transport of solid wastes shall be made available for inspection as requested by the appropriate Enforcement Agency.~~

~~17550. Housekeeping.~~

~~A high standard of housekeeping is required in the maintenance of station equipment. Accumulations of fuel drums, parts, inoperable equipment, tires, scrap and similar items must be minimized unless reasonably screened from outside the station boundary.~~

~~STATION MAINTENANCE~~

~~17556. General.~~

~~Effective preventive maintenance procedures and programs for equipment and station facilities shall be developed and utilized.~~

~~17557. Station Maintenance Program.~~

~~The operator shall frequently monitor and promptly repair or correct deteriorated or defective conditions with respect to requirements of these standards and conditions established by the Enforcement Agency or other approval agencies.~~

~~SPECIAL WASTE AT TRANSFER/PROCESSING STATIONS~~

~~17561. Burning Wastes.~~

~~If burning wastes are received, they shall be deposited in a safe area and extinguished. A safe area is defined as being away from unloading, processing and transfer areas, structures on adjacent properties and other fire hazard areas. The operator shall seek advice and concurrence from local fire authorities regarding safe areas and means of extinguishing burning wastes.~~

~~17562. Hazardous Wastes.~~

~~(H) Hazardous wastes may be accepted only if specifically authorized by the Enforcement Agency and in the manner approved by that agency. A transfer/processing station handling hazardous waste shall comply with Division 4, Chapter 2, Title 22, California Administrative Code.~~

~~17563. Infectious Wastes.~~

~~(H) No infectious waste shall be processed through a transfer/processing station unless adequately pre-processed to eliminate any hazard.~~

~~17564. Liquid Wastes.~~

~~Liquid wastes and sludges may not be accepted at a station unless the station and transfer vehicles are properly equipped to handle such wastes' as authorized by the Enforcement Agency, the local health entity, and if applicable, the California Regional Water Quality Control Board.~~

~~Article 4. Definitions~~

~~17225.68 Small Volume Transfer Station.~~

~~"Small volume Transfer Station" means a transfer station which receives less than 100 cubic yards of waste per operating day. (Also see Transfer/Processing Station.)~~

**Chapter 5.0 Enforcement of Solid Waste Standards and Administration of Solid
Waste Facility Permits; Loan Guarantees**

Article 3.0. Regulatory Tier Requirements.

Section 18100. Scope.

(a) This Article sets forth the method of application for a tiered solid waste facilities permit, procedures for review and action on an application package, and other requirements associated with regulatory tiers. This Article also includes provisions regarding permit maintenance following issuance and other requirements associated with solid waste handling operations. Similar provisions regarding a full solid waste facilities permit can be found in Article 3.1 of this Chapter Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2.0 - 3.2 of the California Code of Regulations (commencing with section 21570).

(b) The provisions of this Article shall apply only to those operations and facilities as specified in the minimum standards set forth in Chapters 3.0 or 3.1 of Division 7 of this Title.

(c) The submittal of an enforcement agency notification or issuance of a tiered permit supersedes any previously submitted enforcement agency notification or issued tiered permit.

(ed) Specific provisions relating to the different types of regulatory tiers may be found below as follows:

- | | |
|-------------------------------------|--------------------------------------|
| (1) Excluded | <u>section 18102</u> |
| (2) Enforcement Agency Notification | <u>sections 18103 - 18103.3</u> |
| (3) Registration Permit | <u>sections 18104 - 18104.9, and</u> |
| (4) Standardized Permit | <u>sections 18105 - 18105.11.</u> |

NOTE: Authority cited: Sections 40502, 43020, and 43021, of the Public Resources Code. Reference: Sections 40053, 43020, and 43021, of the Public Resources Code.

Article 3.2. Reports of Facility Information

Section 18221. Report of Station Information. [REPEALED]

Section 18221.5. Operation Plan

Each operator of a Medium Volume Transfer/Processing Facility, or Direct Transfer Facility that is required to obtain a Registration Permit, as set forth in sections 17403.4 and 17403.6 Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2.0 - 3.2, (commencing with section 21570) shall, at the time of

1 application, file an Operation Plan or "Plan" with the EA as required in section
2 17403.87 of this title. In order to maintain the permit, the operator must file
3 amendments as necessary to maintain the accuracy of the operation plan required
4 in section 17403.87 of this title. Such amendments, or lack thereof, may become
5 the basis for changes in the permit or for revocation of the permit. A Plan shall
6 contain the following:

7 (a) name(s) of the operator, owner, and the company they represent, if
8 applicable;

9 (b) schematic drawing of the building and other structures showing layout
10 and general dimensions of the operations area, including, but not limited to,
11 unloading, storage, loading, and parking areas;

12 (c) descriptive statement of the manner in which the operation and activities
13 are to be conducted at the facility;

14 (d) days and hours of operation. If the hours of waste receipt differ from the
15 hours of material processing, each set of hours should be stated. For facilities
16 with continuous operations, indicate the start of the operating day for purpose of
17 calculating amount of waste received per operating day. The operator may also
18 indicate whether or not, and when, other activities, such as routine maintenance
19 will take place, if those activities will occur at times other than those indicated
20 above;

21 (e) total acreage contained within the operating area;

22 (fe) facility design capacity including the assumptions, methods, and
23 calculations performed to determine the total capacity;

24 (gf) information showing the types and the daily quantities of solid waste to
25 be received. If tonnage was figured from records of cubic yards, include the
26 conversion factor used;

27 (hg) description of the methods used by the facility to comply with each
28 state minimum standards commencing with Title 14, CCR, section 17405;

29 (ih) anticipated volume of quench or process water, and the planned method
30 of treatment, and disposal of any wastewater;

31 (ji) description of provisions to handle unusual peak loading;

32 (kj) description of transfer, recovery and processing equipment, including
33 classification, capacity and the number of units;

34 (lk) planned method for final disposal of the solid waste;

35 (ml) planned method for the storage and removal of salvaged material;

36 (nm) resume of management organization which will operate the facility;

37
38 NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020
39 and 43021, Public Resources Code.

Section 18221.6. Transfer/Processing Report

Each operator of a Large Volume Transfer/Processing Facility that is required to obtain a Full Solid Waste Facility Permit, as set forth in Title 27, Division 2, Subdivision 1, Chapter 4, Subchapter 3, Articles 2.0 - 3.2, (commencing with section 21570) shall, at the time of application, file a Transfer/Processing Report or "Report" with the EA as required in section 17403.98 of this title. In order to maintain the new or an existing permit, the operator must file amendments as required in section 17403.98 of this title and re-title the document as a Transfer/Processing Report. Such amendments, or lack thereof, may become the basis for changes in the permit or for revocation of the permit. A Report shall contain the following:

(a) name(s) of the operator, owner, and the company they represent, if applicable;

(b) facility specifications or plans, to include: a site location map, a site map, and identification of adjacent land uses and distances to residences or structures that are nearby and are within 1000 feet of the facility property line;

(c) schematic drawing of the building and other structures showing layout and general dimensions of the operations area, including, but not limited to, unloading, storage, loading, and parking areas;

(d) descriptive statement of the manner in which the operation and activities are to be conducted at the facility;

(e) days and hours of operation. If the hours of waste receipt differ from the hours of material processing, each set of hours should be stated. For facilities with continuous operations, indicate the start of the operating day for purpose of calculating amount of waste received per operating day. The operator may also indicate whether or not, and when, other activities, such as routine maintenance will take place, if those activities will occur at times other than those indicated above;

(f) total acreage contained within the operating area;

(g) facility design capacity including the assumptions, methods, and calculations performed to determine the total capacity;

(h) information showing the types and the daily quantities of solid waste to be received. If tonnage was figured from records of cubic yards, include the conversion factor used;

(i) description of the methods used by the facility to comply with each state minimum standards commencing with Title 14, CCR, section 17405;

(j) anticipated volume of quench or process water, and the planned method of treatment, and disposal of any wastewater;

(k) description of provisions to handle unusual peak loading;

1 (l) description of transfer, recovery and processing equipment, including
2 classification, capacity and the number of units;

3 (m) planned method for final disposal of the solid waste;

4 (n) planned method for the storage and removal of salvaged material;

5 (o) resume of management organization which will operate the facility;

6 (p) list of permits already obtained, and the date obtained or last revised.

7
8 NOTE: Authority cited: Sections 40502, 43020, and 43021, Public Resources Code. Reference: Sections 40053, 43020
9 and 43021, Public Resources Code.

State of California
CIWMB FORM 607

California Integrated Waste Management Board

VOLUNTARY RESIDUAL PERCENTAGE REPORTING FORM

I. General Information

A. Name of applicant:

B. Address:

C. Telephone number:

II. General Facility/Activity

A. Name of facility:

B. Address of facility:

C. County:

D. Telephone number at facility:

III. Reporting Information

A. Period covered by report (month and year):

B. Number of operating days in the period covered by report:

C. The total amount of material (cubic yards or tons) received in the reporting period: (If the volume is presented in cubic yards then provide the conversion factor.)

D. The total amount of material of C. that was diverted:

E. The total amount of material of C. that was destined for disposal:

F. $E./C. \times 100 =$ %

A copy of the records for the period covered by the report: ☐ is included ☐ is not included

The undersigned certifies that the information given and all attachments are true and accurate to the best of my knowledge and belief.

Signature (Operator or Agent for Activity/Facility):

Date:

Print name:

Telephone number:

Title: